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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

TERESA FREED,

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

Case No. C 06 - 2300 MJJ

STIPULATION AND ~~PROPOSED~~ ORDER RE EXPERT DEPOSITIONS

Pre-Trial: September 11, 2007
Time: 3:30 p.m.
Ctmm: 11, 19th Floor
Judge: Honorable Martin J. Jenkins
Trial Date: September 24, 2007

The parties to this action, through their attorneys of record, hereby stipulate and request as follows.

This case is set for a bench trial commencing September 24, 2007. The pretrial conference is scheduled for September 11, 2007. Pursuant to previous Court order, the deadline for completing expert depositions is August 17, 2007. The Court further ordered that the depositions be scheduled on mutually convenient dates. Because of the conflicts of the various expert witnesses and because of the upcoming deadline for filing of pretrial papers, counsel have been unable to schedule the expert depositions to take place by the current deadline. However, eight of the depositions have been scheduled to take place prior to the pretrial conference. Two

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depositions (Drs. Rosenberg and Weil) remain to be scheduled, but counsel for both parties are actively working to find dates when the experts and counsel are available.

Therefore, IT IS HEREBY STIPULATED that the depositions of eight of the expert witnesses in this case shall be completed by the date of the pretrial conference. Counsel shall make their best efforts to schedule the remaining two depositions by that deadline. If the remaining two depositions cannot be scheduled prior to the pretrial conference, and if either party wishes to make a motion relating to such deposition, it shall be filed within two court days after the deposition, and any opposition to such motion shall be filed within two court days thereafter.

Respectfully submitted,

SCOTT N. SCHOOLS
United States Attorney

/s/

Dated: August 17, 2007

CLAIRE T. CORMIER
Assistant United States Attorney

THE ARNS LAW FIRM

/s/

Dated: August 17, 2007

ROBERT S. ARNS
Attorney for Plaintiff

[PROPOSED] ORDER

Pursuant to the stipulation of the parties and good cause appearing, it is so ordered.

Dated: August 21, 2007


MARTIN J. JENKINS
United States District Court Judge